Case 12-15418-JDW Doc 3

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B22A (Official Form 22A) (Chapter 7) (12/10)

In re	Ronaldo Arthur Poulin	
III IE	Debtor(s)	According to the information required to be entered on this statement
Case Number:		(check one box as directed in Part I, III, or VI of this statement):
	(If known)	☐ The presumption arises.
		■ The presumption does not arise.
		☐ The presumption is temporarily inapplicable.

## CHAPTER 7 STATEMENT OF CURRENT MONTHLY INCOME AND MEANS-TEST CALCULATION

In addition to Schedules I and J, this statement must be completed by every individual chapter 7 debtor. If none of the exclusions in Part I applies, joint debtors may complete one statement only. If any of the exclusions in Part I applies, joint debtors should complete separate statements if they believe this is required by § 707(b)(2)(C).

	Part I. MILITARY AND NON-CONSUMER DEBTORS
1A	<b>Disabled Veterans.</b> If you are a disabled veteran described in the Declaration in this Part IA, (1) check the box at the beginning of the Declaration, (2) check the box for "The presumption does not arise" at the top of this statement, and (3) complete the verification in Part VIII. Do not complete any of the remaining parts of this statement.
	□ <b>Declaration of Disabled Veteran.</b> By checking this box, I declare under penalty of perjury that I am a disabled veteran (as defined in 38 U.S.C. § 3741(1)) whose indebtedness occurred primarily during a period in which I was on active duty (as defined in 10 U.S.C. § 101(d)(1)) or while I was performing a homeland defense activity (as defined in 32 U.S.C. §901(1)).
1B	<b>Non-consumer Debtors.</b> If your debts are not primarily consumer debts, check the box below and complete the verification in Part VIII. Do not complete any of the remaining parts of this statement.
	☐ Declaration of non-consumer debts. By checking this box, I declare that my debts are not primarily consumer debts.
	Reservists and National Guard Members; active duty or homeland defense activity. Members of a reserve component of the Armed Forces and members of the National Guard who were called to active duty (as defined in 10 U.S.C. § 101(d)(1)) after September 11, 2001, for a period of at least 90 days, or who have performed homeland defense activity (as defined in 32 U.S.C. § 901(1)) for a period of at least 90 days, are excluded from all forms of means testing during the time of active duty or homeland defense activity and for 540 days thereafter (the "exclusion period"). If you qualify for this temporary exclusion, (1) check the appropriate boxes and complete any required information in the Declaration of Reservists and National Guard Members below, (2) check the box for "The presumption is temporarily inapplicable" at the top of this statement, and (3) complete the verification in Part VIII. During your exclusion period you are not required to complete the balance of this form, but you must complete the form no later than 14 days after the date on which your exclusion period ends, unless the time for filing a motion raising the means test presumption expires in your case before your exclusion period ends.
1C	□ <b>Declaration of Reservists and National Guard Members.</b> By checking this box and making the appropriate entries below, I declare that I am eligible for a temporary exclusion from means testing because, as a member of a reserve component of the Armed Forces or the National Guard
	a.   I was called to active duty after September 11, 2001, for a period of at least 90 days and  I remain on active duty /or/  I was released from active duty on, which is less than 540 days before this bankruptcy case was filed;
	OR
	<ul> <li>b. □ I am performing homeland defense activity for a period of at least 90 days /or/</li> <li>□ I performed homeland defense activity for a period of at least 90 days, terminating on, which is less than 540 days before this bankruptcy case was filed.</li> </ul>

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		Part II. CALCULATION OF M	ION	THLY INC	ON	ME FOR § 707(b)(7	7) E	EXCLUSION	•	
		Marital/filing status. Check the box that applies and complete the balance of this part of this statement as directed.								
		a. Unmarried. Complete only Column A ("Debtor's Income") for Lines 3-11.								
		Married, not filing jointly, with declaration								
2		'My spouse and I are legally separated under ourpose of evading the requirements of § 707								
		For Lines 3-11.	(5)(2	- <sub>/(11)</sub> of the Dan	.a. u	ray cosc. complete to	y	Committee DC	J. UI	S IIIcollic )
		Married, not filing jointly, without the decl					b abo	ove. Complete b	oth	Column A
		"Debtor's Income") and Column B ("Spot								T ! 2 44
		Married, filing jointly. Complete both Colorures must reflect average monthly income re					Spo		or.	
	All figures must reflect average monthly income received from all sources, derived during the six calendar months prior to filing the bankruptcy case, ending on the last day of the month before							Column A		Column B
	the filing. If the amount of monthly income varied during the six months, you must divide the						Debtor's Income		Spouse's Income	
		onth total by six, and enter the result on the								meome
3		s wages, salary, tips, bonuses, overtime, co					\$	2,580.01	\$	
		ne from the operation of a business, profes								
		the difference in the appropriate column(s) of ess, profession or farm, enter aggregate numbers								
		nter a number less than zero. <b>Do not include</b>								
4		b as a deduction in Part V.	_							
		Cuasa magainta	ø	Debtor	20	Spouse				
	a. b.	Gross receipts Ordinary and necessary business expenses	\$	0.0	00	\$ \$				
	c.	Business income		btract Line b fro			\$	0.00	\$	
	Rents	s and other real property income. Subtract	Line	b from Line a	and	enter the difference in				
	the appropriate column(s) of Line 5. Do not enter a number less than zero. <b>Do not include any</b>									
5	part of the operating expenses entered on Line b as a deduction in Part V.									
J	a.	Gross receipts	\$	Debtor <b>0.</b>	00	Spouse \$				
	b.	Ordinary and necessary operating expenses	_		00					
	c.	Rent and other real property income		btract Line b fro	m I	Line a	\$	0.00	\$	
6	Intere	est, dividends, and royalties.					\$	0.00	\$	
7	Pensi	on and retirement income.					\$	0.00	\$	
		amounts paid by another person or entity,								
8		ases of the debtor or the debtor's dependen								
J	<b>purpose.</b> Do not include alimony or separate maintenance payments or amounts paid by your spouse if Column B is completed. Each regular payment should be reported in only one column;									
		ayment is listed in Column A, do not report t					\$	1,400.00	\$	
	<b>Unemployment compensation.</b> Enter the amount in the appropriate column(s) of Line 9.									
	However, if you contend that unemployment compensation received by you or your spouse was a benefit under the Social Security Act, do not list the amount of such compensation in Column A									
9		but instead state the amount in the space below		nount of such Co	'nη	Chauton in Column A				
		nployment compensation claimed to								
		benefit under the Social Security Act Debto	or \$	0.00	Spc	ouse \$	\$	0.00	\$	
		ne from all other sources. Specify source an								
		separate page. Do not include alimony or segon if Column B is completed, but include al								
		tenance. Do not include any benefits receive								
10	receiv	received as a victim of a war crime, crime against humanity, or as a victim of international or								
10	dome	stic terrorism.		Dokt		Cm 0				
	a.		\$	Debtor		Spouse \$				
	b.		\$			\$				
		and enter on Line 10					\$	0.00	\$	
11		otal of Current Monthly Income for § 707(	b)(7	. Add Lines 3 th	ıru	10 in Column A. and. if	4	5.50		
11		nn B is completed, add Lines 3 through 10 in					\$	3,980.01	\$	

12	Total Current Monthly Income for § 707(b)(7). If Column B has been Column A to Line 11, Column B, and enter the total. If Column B has a the amount from Line 11, Column A.		\$		3,980.01
	Part III. APPLICATION OF § 70	7(b)(7) EXCLUSION			
13	Annualized Current Monthly Income for § 707(b)(7). Multiply the amount from Line 12 by the number 12 and enter the result.				
14	<b>Applicable median family income.</b> Enter the median family income for the applicable state and household size. (This information is available by family size at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)				
	a. Enter debtor's state of residence: MS b. Enter de	btor's household size:	6	\$	73,047.00
15	Application of Section 707(b)(7). Check the applicable box and procee  ■ The amount on Line 13 is less than or equal to the amount on Line top of page 1 of this statement, and complete Part VIII; do not comp	e 14. Check the box for "Th	ne presumption	does no	ot arise" at the

Complete Parts IV, V, VI, and VII of this statement only if required. (See Line 15.)						
	Part IV. CALCUL	ATION OF CUR	RENT	MONTHLY INCOM	ME FOR § 707(b)(	(2)
16 Enter the amount from Line 12.					\$	
17	Marital adjustment. If you checked the box at Line 2.c, enter on Line 17 the total of any income listed in Line 11, Column B that was NOT paid on a regular basis for the household expenses of the debtor or the debtor's dependents. Specify in the lines below the basis for excluding the Column B income (such as payment of the spouse's tax liability or the spouse's support of persons other than the debtor or the debtor's dependents) and the amount of income devoted to each purpose. If necessary, list additional adjustments on a separate page. If you did not check box at Line 2.c, enter zero.					
	a. b. c. d. Total and enter on Line 17			\$ \$ \$ \$		\$
18	Current monthly income for § 70	<b>77(b)(2).</b> Subtract Lin	e 17 fro	m Line 16 and enter the res	ult.	\$
	Part V. C	CALCULATION	OF D	EDUCTIONS FROM	INCOME	
	Subpart A: De	ductions under Sta	ındard	s of the Internal Revenu	ie Service (IRS)	
19A	National Standards: food, clothing and other items. Enter in Line 19A the "Total" amount from IRS National Standards for Food, Clothing and Other Items for the applicable number of persons. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) The applicable number of persons is the number that would currently be allowed as exemptions on your federal income tax return, plus the number of any additional dependents whom you support.				\$	
19B	National Standards: health care. Enter in Line al below the amount from IRS National Standards for Out-of-Pocket Health Care for persons under 65 years of age, and in Line a2 the IRS National Standards for Out-of-Pocket Health Care for persons 65 years of age or older. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) Enter in Line b1 the applicable number of persons who are under 65 years of age, and enter in Line b2 the applicable number of persons who are 65 years of age or older. (The applicable number of persons in each age category is the number in that category that would currently be allowed as exemptions on your federal income to return plus the number of any additional dependents whom					
	a1. Allowance per person	rs of age	a2.	Persons 65 years of age Allowance per person	or older	
	a1. Allowance per person b1. Number of persons		b2.	Number of persons		
	c1. Subtotal		c2.	Subtotal		\$
20A	Local Standards: housing and utilities; non-mortgage expenses. Enter the amount of the IRS Housing and Utilities Standards; non-mortgage expenses for the applicable county and family size. (This information is				\$	

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20B	Local Standards: housing and utilities; mortgage/rent expense. En Housing and Utilities Standards; mortgage/rent expense for your count available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy count the number that would currently be allowed as exemptions on your fed any additional dependents whom you support); enter on Line b the total debts secured by your home, as stated in Line 42; subtract Line b from not enter an amount less than zero.				
	a. IRS Housing and Utilities Standards; mortgage/rental expense	\$			
	b. Average Monthly Payment for any debts secured by your home, if any, as stated in Line 42	\$			
	c. Net mortgage/rental expense	Subtract Line b from Line a.	\$		
21	Local Standards: housing and utilities; adjustment. If you contend 20B does not accurately compute the allowance to which you are entiti Standards, enter any additional amount to which you contend you are contention in the space below:	\$			
	Local Standards: transportation; vehicle operation/public transportation are entitled to an expense allowance in this category regardless of vehicle and regardless of whether you use public transportation.	whether you pay the expenses of operating a			
22A	Check the number of vehicles for which you pay the operating expense included as a contribution to your household expenses in Line 8. $\square$ 0 $\square$ 1 $\square$ 2 or more.	es or for which the operating expenses are			
	If you checked 0, enter on Line 22A the "Public Transportation" amou Transportation. If you checked 1 or 2 or more, enter on Line 22A the "Standards: Transportation for the applicable number of vehicles in the Census Region. (These amounts are available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or	\$			
22B	Local Standards: transportation; additional public transportation of for a vehicle and also use public transportation, and you contend that you public transportation expenses, enter on Line 22B the "Public Transformation. (This amount is available at <a href="www.usdoj.gov.court.">www.usdoj.gov.court.</a> )	\$			
23	Local Standards: transportation ownership/lease expense; Vehicle 1. Check the number of vehicles for which you claim an ownership/lease expense. (You may not claim an ownership/lease expense for more than two vehicles.)  □ 1 □ 2 or more.  Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards: Transportation (available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court); enter in Line b the total of the Average Monthly Payments for any debts secured by Vehicle 1, as stated in Line 42; subtract Line b from Line a and enter the result in Line 23. <b>Do not enter an amount less than zero.</b>				
		\$			
	Average Monthly Payment for any debts secured by Vehicle 1, as stated in Line 42	\$			
	1, us stated in Elife 12	Subtract Line b from Line a.	\$		
24	Local Standards: transportation ownership/lease expense; Vehicle 2. Complete this Line only if you checked the "2 or more" Box in Line 23.  Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards: Transportation (available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter in Line b the total of the Average Marchine Proceedings of the Standards of the Standards of the Average Marchine Proceedings of the Standards of the Stan				
		\$			
	Average Monthly Payment for any debts secured by Vehicle 2, as stated in Line 42	\$			
	2, as stated in Line 12	Subtract Line b from Line a.	\$		
	<u> </u>		<u> </u>		
25	Other Necessary Expenses: taxes. Enter the total average monthly ex state and local taxes, other than real estate and sales taxes, such as income taxes.				
	security taxes, and Medicare taxes. <b>Do not include real estate or sales</b>	\$			

	(Children Form 22A) (Chapter 7) (12/10)			
26	Other Necessary Expenses: involuntary deductions for empl deductions that are required for your employment, such as retire Do not include discretionary amounts, such as voluntary 401	ement contributions, union dues, and uniform costs.	\$	
27	Other Necessary Expenses: life insurance. Enter total averag life insurance for yourself. Do not include premiums for insurany other form of insurance.	\$		
28	Other Necessary Expenses: court-ordered payments. Enter the pay pursuant to the order of a court or administrative agency, surinclude payments on past due obligations included in Line 4.	\$		
29	Other Necessary Expenses: education for employment or for a physically or mentally challenged child. Enter the total average monthly amount that you actually expend for education that is a condition of employment and for education that is required for a physically or mentally challenged dependent child for whom no public education providing similar services is available.			
30	Other Necessary Expenses: childcare. Enter the total average childcare - such as baby-sitting, day care, nursery and preschoo		\$	
31	Other Necessary Expenses: health care. Enter the total average monthly amount that you actually expend on health care that is required for the health and welfare of yourself or your dependents, that is not reimbursed by insurance or paid by a health savings account, and that is in excess of the amount entered in Line 19B. Do not include payments for health insurance or health savings accounts listed in Line 34.			
32	Other Necessary Expenses: telecommunication services. Entactually pay for telecommunication services other than your bas pagers, call waiting, caller id, special long distance, or internet welfare or that of your dependents. Do not include any amount	\$		
33	Total Expenses Allowed under IRS Standards. Enter the total	al of Lines 19 through 32.	\$	
	<del>-</del>	that you have listed in Lines 19-32  Account Expenses. List the monthly expenses in		
34	the categories set out in lines a-c below that are reasonably necedependents.			
34	a. Health Insurance \$			
	b. Disability Insurance \$			
	c. Health Savings Account \$		\$	
	Total and enter on Line 34.  If you do not actually expend this total amount, state your ac below:  \$			
35	Continued contributions to the care of household or family responses that you will continue to pay for the reasonable and not ill, or disabled member of your household or member of your ir expenses.	ecessary care and support of an elderly, chronically	\$	
36	Protection against family violence. Enter the total average reasonably necessary monthly expenses that you actually incurred to maintain the safety of your family under the Family Violence Prevention and Services Act or other applicable federal law. The nature of these expenses is required to be kept confidential by the court.			
37	Home energy costs. Enter the total average monthly amount, is Standards for Housing and Utilities, that you actually expend for trustee with documentation of your actual expenses, and you claimed is reasonable and necessary.	\$		
38	Education expenses for dependent children less than 18. Entactually incur, not to exceed \$147.92* per child, for attendance school by your dependent children less than 18 years of age. You documentation of your actual expenses, and you must explain necessary and not already accounted for in the IRS Standard	at a private or public elementary or secondary ou must provide your case trustee with n why the amount claimed is reasonable and	\$	

<sup>\*</sup> Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

39	Additional food and clothing expense. Enter the total average monthly amount by which your food and clothing expenses exceed the combined allowances for food and clothing (apparel and services) in the IRS National Standards, not to exceed 5% of those combined allowances. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) You must demonstrate that the additional amount claimed is reasonable and necessary.				\$
40		Enter the amount that you will continuous Enter the Ente		e form of cash or	\$
41	<b>Total Additional Expense Deductio</b>	ns under § 707(b). Enter the total of I	Lines 34 through 40		\$
		Subpart C: Deductions for De	bt Payment		
42	Future payments on secured claims own, list the name of the creditor, ide and check whether the payment inclu amounts scheduled as contractually d bankruptcy case, divided by 60. If no Average Monthly Payments on Line				
	Name of Creditor	Property Securing the Debt	Average Monthly Payment	Does payment include taxes or insurance?	
	a.		\$	□yes □no	
			Total: Add Lines	-	\$
43	Other payments on secured claims. If any of debts listed in Line 42 are secured by your primary residence, a motor vehicle, or other property necessary for your support or the support of your dependents, you may include in your deduction 1/60th of any amount (the "cure amount") that you must pay the creditor in addition to the payments listed in Line 42, in order to maintain possession of the property. The cure amount would include any sums in default that must be paid in order to avoid repossession or foreclosure. List and total any such amounts in the following chart. If necessary, list additional entries on a separate page.  Name of Creditor  Property Securing the Debt  1/60th of the Cure Amount				
	a.		\$ 	otal: Add Lines	\$
44		aims. Enter the total amount, divided by claims, for which you were liable at h as those set out in Line 28.	y 60, of all priority cl	aims, such as	\$
		s. If you are eligible to file a case under y the amount in line b, and enter the re			
45	issued by the Executive Office information is available at we the bankruptcy court.)	hapter 13 plan payment. istrict as determined under schedules ce for United States Trustees. (This www.usdoj.gov/ust/ or from the clerk of tive expense of Chapter 13 case	x Total: Multiply Line	es a and h	\$
46		t. Enter the total of Lines 42 through 4:		os a ana o	\$
.0	-	Subpart D: Total Deductions f			<b> </b>
47	•				
		ETERMINATION OF § 707(1		ΓΙΟΝ	\$
48		arrent monthly income for § 707(b)(2			\$
49		tal of all deductions allowed under §			\$
50		3 707(b)(2). Subtract Line 49 from Line		ılt.	\$
51		§ 707(b)(2). Multiply the amount in L			\$

	Initial presumption determination. Check the applicable box and proceed as directed.						
52	☐ The amount on Line 51 is less than \$7,025*. Check the box for "The presumption does not arise" at the top of page 1 of this statement, and complete the verification in Part VIII. Do not complete the remainder of Part VI.						
	☐ The amount set forth on Line 51 is more than \$11,725* Check the box for statement, and complete the verification in Part VIII. You may also complete Pa						
	☐ The amount on Line 51 is at least \$7,025*, but not more than \$11,725*. Complete the remainder of Part VI (Lines 53 through 55						
53	Enter the amount of your total non-priority unsecured debt		\$				
54	Threshold debt payment amount. Multiply the amount in Line 53 by the numb	er 0.25 and enter the result.	\$				
	Secondary presumption determination. Check the applicable box and proceed	as directed.					
55	☐ The amount on Line 51 is less than the amount on Line 54. Check the box of this statement, and complete the verification in Part VIII.	for "The presumption does not aris	e" at the top of page 1				
	☐ The amount on Line 51 is equal to or greater than the amount on Line 54. Check the box for "The presumption arises" at the top of page 1 of this statement, and complete the verification in Part VIII. You may also complete Part VII.						
	Part VII. ADDITIONAL EXPENSE	E CLAIMS					
56	Other Expenses. List and describe any monthly expenses, not otherwise stated i you and your family and that you contend should be an additional deduction from 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. All each item. Total the expenses.	m your current monthly income und	ler §				
	Expense Description	Monthly Amou	nt				
	a.	\$					
	b.	\$					
	c.	\$					
	d.	\$					
	Total: Add Lines a, b, c, and d	\$					
	Part VIII. VERIFICATIO	N					
	I declare under penalty of perjury that the information provided in this statement must sign.)	is true and correct. (If this is a join	ıt case, both debtors				
57		are: /s/ Ronaldo Arthur Poulin	<u> </u>				
		Ronaldo Arthur Poulin	<del></del>				
		(Debtor)					

<sup>\*</sup> Amounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

## **Current Monthly Income Details for the Debtor**

## **Debtor Income Details:**

Income for the Period 06/01/2012 to 11/30/2012.

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Line 3 - Gross wages, salary, tips, bonuses, overtime, commissions

Source of Income: **Driver** Year-to-Date Income:

Starting Year-to-Date Income: \$\,\bigsymbol{\$0.00}\) from check dated \$\,\bigsymbol{5/31/2012}\). Ending Year-to-Date Income: \$\,\bigsymbol{\$15,480.08}\) from check dated \$\,\bigsymbol{11/30/2012}\).

Income for six-month period (Ending-Starting): \$15,480.08.

Average Monthly Income: **\$2,580.01**.

Line 8 - Contributions to household expenses of the debtor or dependents

Source of Income: Daughter's Contribution to household exp

Constant income of \$1,400.00 per month.